

U.S. DISTRICT COURT  
N.D. OF N.Y.  
FILED

JUL 06 2010

LAWRENCE K. BAERMAN, CLERK  
ALBANY

Richard-Enrique; Ulloa, Sui Juris  
c/o postal department 771  
Stone Ridge, New York republic

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA,	)	CASE # 1:10-CR-0321 (TJM)
	)	
Plaintiff,	)	
	)	
v.	)	Petition by Affidavit
	)	to return Property
	)	
RICHARD ENRIQUE ULLOA,	)	
	)	
	)	
Defendant.	)	
	)	

**Petition by Affidavit to return Property**

I Richard-Enrique; Ulloa, am a sovereign, sui juris, free white man, a follower of Yahshua the Messiah in the laws of The Almighty Supreme Creator, Yahvah first and foremost and the laws of man when they are not in conflict (Leviticus 18:3,4). Pursuant to Matthew 5:33-37 and James 5:12, let my yea be yea, and my nay be nay, as supported by your Federal Public Law 97-280, 96 Stat. 1211. Appear by special visitation and not appearing generally, as a Secured Party Creditor, and Sui Juris, before this court. I have personal knowledge of the matters stated herein, am over the age of majority, and hereby asseverate understanding the liabilities presented in your Briscoe v LaHue, 460 US 325.

1  
2 Richard-Enrique; Ulloa, a Secured Party creditor, and reserving his rights "without  
3 prejudice" under the New York state Uniform Commercial Code 1-207, and Articles 1 to  
4 13, Reserving ALL Natural God-Given Unalienable Birthrights, Waiving None, Ever  
hereby affirms;

5 I submit this Affidavit of Truth for and into the record that all statements and or  
6 documents submitted in support of Petition are true and that I have firsthand knowledge  
7 of all the facts in all these documents.

8 **Let it be known for and on the record, that I do not represent myself,**  
9 **I am myself.**

10 In this affidavit I am demanding the return of personal property, since the 30 day  
11 seizure is way over the industry standard for copying a hardware drive in its entirety.

12 One hardware copying system ([www.ics-iq.com](http://www.ics-iq.com)) can copy eight (8) hard drives in  
13 two (2) minutes.

14 One the [www.ics-iq.com](http://www.ics-iq.com) it states that "The Rapid Image family of Duplicators are  
15 Complete Solution Stations designed to provide the fastest and latest technology in Hard  
16 Drive Duplication with the ultimate User Management Tools. They are designed to copy  
17 up to 19 "Target" hard drives simultaneously at speeds exceeding 6GB/minute. They can  
also be configured to store images, upload and download images from the network"

18 Even without this technology, which is much that standard for the industry, it does  
19 not take 30 days to copy simple files, which are not encrypted to another drive or  
20 computer system.

21 I copy my documents in HP machine in just two (2) hours, and that is over 30  
22 gigabytes of data.

23 The Compaq computer takes me about 20 minutes to backup.

24 The HP serial CNF94... takes me about 20 minutes to backup.

25 The IBM type 2373 serial 99-D53RR takes no time to back up since it contains NO  
26 Hard Drive or Power Source.

1 The IBM type 6457 serial L3Y6667 takes me about 2 minutes to back up since it  
2 contains approximately 20 document files in the Documents Directory.

3 All other computer hard drives have minimal hard drive space; some of them were  
4 wiped clean in preparation for other Operating System loads and upgrades and take NO  
5 TIME to back up, because they contain no data.

6 Apple IPOD serial 8K64ZAQHV9R takes almost no time to back up, and it usually  
7 takes me about 30 minutes to backup.

8 Since I have worked in the computer software and hardware fields, I know how long  
9 it takes to backup.

10 It would take me approximately one afternoon to back up and copy ALL the data that  
11 was seized on 6/22/2010, but I would give someone that is not as able as I am, three days  
12 to backup.

13 It has been over a week, and no status on when these items will be returned.

14 The computers did not commit a crime and should not be held hostage for such a long  
15 period of time, since most copies will take 1/2 to 1 day to complete.

16 This seizure has and will encumber my ability to defend myself, and has encumbered  
17 my ability to work and/or return to earn a living.

18 I demand this equipment be release back to me immediately so I can continue my  
19 defense and continue my ability to earn a living.

20 I am not an expert in the law however I do know right from wrong. If there is any  
21 human being damaged by any statements herein, if he will inform me by facts I will  
22 sincerely make every effort to amend my ways. I hereby and herein reserve the right to  
23 amend and make amendment to this document as necessary in order that the truth may be  
24 ascertained and proceedings justly determined. If the parties given notice by means of  
25 this document have information that would controvert and overcome this Affidavit,  
26 please advise me IN WRITTEN AFFIDAVIT FORM within thirty (30) days from receipt  
27 hereof providing me with your counteraffidavit, proving with particularly by stating all  
28 requisite actual evidentiary fact and all requisite actual law, and not merely the ultimate

1 facts or conclusions of law, that this Affidavit Statement is substantially and materially  
2 false sufficiently to change materially my status and factual declarations. Your silence  
3 stands as consent to, and tacit approval of, the factual declarations herein being  
4 established as fact as a matter of law. May the will of our Heavenly Father Yahvah,  
5 through the power and authority of the blood of His Son Yahshua be done on Earth as it  
6 is in Heaven.

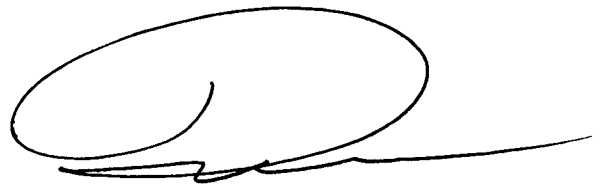
7  
8 I pray to our Heavenly Father and not this court that justice be done.

9  
10 **Reserving ALL Natural God-Given Unalienable Birthrights,**  
11 **Waiving None, Ever,**  
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**28 USC §1746**

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. 28 USC §1746

Signed on this the thirtieth day of the sixth month in the year of our Lord and Savior two thousand ten.

A handwritten signature in black ink, consisting of a large, stylized 'R' followed by a horizontal line and a small flourish.

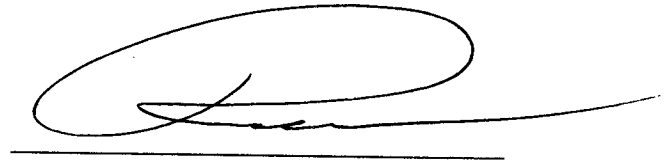
Richard-Enrique; Ulloa  
Sui Juris

Date: June 30, 2010

**Proof and Evidence of Service**

I, Richard-Enrique; Ulloa: declare that I served by filing one copy of the "PETITION OF AFFIDAVIT TO RETURN PROPERTY" by "hand-delivered by private carrier-service on "USDC of Northern NY" sent by post-office-first class-mail AND OR CERTIFIED MAIL to the following:

THOMAS A. CAPEZZA	USDC OF NORTHERN NY
Assistant U.S. Attorney Bar #503159	COURT CLERK
445 Broadway, Room 509	445 Broadway, Room 509
ALBANY, NEW YORK 12207	ALBANY, NEW YORK 12207
First class mail	First class mail



Richard-Enrique; Ulloa

June 30, 2010

**NOTICE TO THE AGENT IS NOTICE TO THE PRINCIPAL NOTICE TO**  
**THE PRINCIPAL IS NOTICE TO THE AGENT**